

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA**

UNITED STATES <i>ex rel.</i> REBECCA KOVALICH,	)	
	)	
	)	
	)	
Plaintiff,	)	
	)	<b>Civil Action No.: 1:18CV44</b>
v.	)	
	)	
PREFERRED PAIN MANAGEMENT & SPINE CARE, P.A.	)	
and DR. DAVID SPIVEY,	)	
	)	
Defendants.	)	
_____	)	

**NOTICE OF SETTLEMENT**

Undersigned counsel on behalf of the parties respectfully notify the Court, pursuant to LR 83.3, that the above-referenced action has been settled by mutual agreement of the parties. Under the most recent modifications to the scheduling order, notices of intent to file dispositive motions are due no later than February 23, 2021. (*See* Text Order, Sept. 15, 2020). The parties anticipate finalizing settlement and filing a notice of dismissal before that date.

*[signatures on following page]*

Respectfully submitted this 6<sup>th</sup> day of January, 2021,

SMITH, ANDERSON, BLOUNT,  
DORSETT, MITCHELL & JERNIGAN,  
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(by CLC w/permission)  
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## **CERTIFICATE OF SERVICE**

I hereby certify that on January 6, 2021, I electronically filed the foregoing document with the Clerk of Court using the CM/ECF System, which will send notification of such filing to the following:

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Counsel for the United States will provide an electronic copy, by consent, to the following:

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